

HOUSE No. 4443

House bill No. 4440, as changed by the committee on Bills in the Third Reading and as amended and passed to be engrossed by the House. October 18, 2005.

The Commonwealth of Massachusetts

In the Year Two Thousand and Five.

AN ACT MAKING APPROPRIATIONS FOR THE FISCAL YEAR 2006 TO PROVIDE FOR SUPPLEMENTING CERTAIN EXISTING APPROPRIATIONS AND FOR CERTAIN OTHER ACTIVITIES AND PROJECTS.

1 *Whereas*, The deferred operation of this act would tend to
2 defeat its purpose, which is forthwith to make appropriations for
3 the fiscal year beginning July 1, 2005, and to make certain
4 changes in law, therefore it is hereby declared to be an emergency
5 law, necessary for the immediate preservation of the public conve-
6 nience.

Be it enacted by the Senate and House of Representatives in General Court assembled, and by the authority of the same, as follows:

1 SECTION 1. To provide for supplementing certain items in the
2 general appropriation act and other appropriation acts for fiscal
3 year 2006, the sums set forth in section 2 are hereby appropriated
4 from the General Fund unless specifically designated otherwise in
5 this act or in said appropriation acts, for the several purposes and
6 subject to the conditions specified in this act or in said appropria-
7 tion acts and subject to laws regulating the disbursement of public
8 funds for the fiscal year ending June 30, 2006. The sums in said
9 section 2 shall be in addition to any amounts previously appropri-
10 ated and made available for the purposes of those items.

1 SECTION 2.

JUDICIARY.*Committee for Public Counsel Services.*

0321-1510	20,000,000
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0321-1520	1,800,000
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Berkshire County District Attorney.

0340-1100	150,000
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0521-0000	For the cost associated with conducting the three House Special Elections caused by vacancies in the following districts; 1st Bristol District, 27th Middlesex District and the 2nd Worcester District.....	67,465
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OFFICE OF THE STATE COMPTROLLER.

1000-0001	500,000
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**EXECUTIVE OFFICE FOR
ADMINISTRATION AND FINANCE.***Division of Human Resources.*

1750-0111	80,000
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**EXECUTIVE OFFICE OF
ENVIRONMENTAL AFFAIRS.***Department of Fish and Game.*

2300-0100	50,000
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**EXECUTIVE OFFICE OF
HEALTH AND HUMAN SERVICES.**

4000-1405	Provided however that not less than \$25,000 shall be expended for funding of the Commission on Veterans' Employment Opportunities, as established by Chapter 355 of the Acts of 2004.....	25,000,000
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Department of Transitional Assistance.

4400-1000	125,000
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Department of Public Health.

4510-0100	318,000
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4510-0150	1,650,000
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EXECUTIVE OFFICE OF TRANSPORTATION.*Department of Highways.*

6010-0001	100,000
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**EXECUTIVE OFFICE OF
ECONOMIC DEVELOPMENT.**

Department of Housing and Community Development.

7004-0099	200,000
7004-9005	7,200,000

Department of Workforce Development.

7003-0702	1,450,000
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Department of Business and Technology.

7007-0900	Provided, that not less than \$150,000 shall be expended for the MetroWest/495 Corridor Partnership, as successor to the I-495 Technology Initiative	400,000
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**EXECUTIVE OFFICE OF PUBLIC SAFETY
AND HOMELAND SECURITY.**

Office of the Secretary.

8000-0000	150,000
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Registry of Motor Vehicles.

8400-0001	400,000
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Department of Correction.

8900-0001	875,000
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1 SECTION 2A. To provide for certain unanticipated obligations
 2 of the commonwealth, to provide for an alteration of purpose for
 3 current appropriations, and to meet certain requirements of law,
 4 the sums set forth in this section are hereby appropriated from the
 5 General Fund unless specifically designated otherwise, for the
 6 several purposes and subject to the conditions specified in this
 7 section, and subject to laws regulating the disbursement of public
 8 funds for the fiscal year ending June 30, 2006. The sums shall be
 9 in addition to any amounts previously appropriated and made
 10 available for the purposes of these items.

JUDICIARY.

Committee for Public Counsel Services.

0321-1513	For additional costs of the public defender division pursuant to sections 5 and 7 of chapter 54 of the acts of 2005; pro- vided, that no funds from this appropriation shall support existing costs associated with line item 0321-1500	4,560,649
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**EXECUTIVE OFFICE FOR
ADMINISTRATION AND FINANCE.**

Reserves.

1599-7800	For a reserve to meet the fiscal year 2006 costs of salary adjustments for justices of the supreme judicial court, appeals court and trial court, and certain other employees pursuant to sections 25, 26, and 27 of this act	6,998,409
2200-0100	For an ongoing study conducted by the University of Massachusetts at Amherst's Agricultural Department, of the Winter Moth worm and methods to minimize and or eliminate its damage.....	75,000

**EXECUTIVE OFFICE OF
ECONOMIC DEVELOPMENT.**

Department of Housing and Community Development.

7004-1000	For a one-time state supplement to the federal Low Income Home Energy Assistance program for the purpose of assisting low-income elders, working families and other households with the purchase of heating oil, propane and natural gas and electricity, and other primary or secondary heating sources; provided, that expenditure of these funds shall be made in accordance with the state plan submitted by the department of housing and community development in accordance with the federal program; provided further, that \$5,000,000 shall be made immediately available for expenditure for all eligible households; provided further, that \$15,000,000 shall be available for expenditure for said program after federal funds available for said purpose have been expended for said purpose; provided further, however, that such assistance awarded by said program shall be expended in the following order of priority: (1) all eligible households not previously awarded assistance by said federal program; and (2) households previously awarded federally funded assistance in fiscal years 2005 and 2006; provided further, that the department may increase maximum assistance for which a household is eligible to reflect the needs of such households; and provided further, that any federal funds allocated to said program received during fiscal year 2006 shall be expended prior to any expenditures from this item	20,000,000
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Division of Energy Resources.

7006-1003	For the operation of the division on energy resources.....	1,056,404
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BOARD OF HIGHER EDUCATION.

State Colleges.

7066-0115	For the purposes of implementing section 15E of chapter 15A of the General Laws to encourage private fundraising by the commonwealth's public institutions of higher education for the endowments and capital outlay programs of	
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said institutions; provided, that funds shall be disbursed on a quarterly basis in proportion to the amount of funds raised by each institution; provided further, that the board of higher education shall implement this program in a manner which ensures that each institution shall have an equal opportunity to secure matching funds from this item 8,000,000

LEGISLATURE.

Joint Legislature Expenses.

9700-0200 For costs associated with providing interpreter services for the deaf and hard of hearing at State House public hearings 12,000

1 SECTION 2E. To provide for certain unanticipated obligations
 2 of the commonwealth, to provide for certain other activities and
 3 projects and to meet certain requirements of law, the sums set
 4 forth herein are hereby appropriated from the General Fund for
 5 the several purposes and subject to the conditions specified
 6 therein, and subject to the provisions of law regulating the dis-
 7 bursement of public funds; provided, that notwithstanding the pro-
 8 visions of any general or special law to the contrary,
 9 appropriations made herein shall not revert and be available for
 10 expenditure until June 30, 2007.

SECRETARY OF THE COMMONWEALTH.

0526-0910 For a program of grants to units of municipal governments and to private, nonprofit organizations for the preservation of historic properties, landscapes and sites; provided, that \$40,000 be expended for the West End Museum in the City of Boston; provided further, that \$100,000 shall be expended for the historic preservation repairs at the Bacon Free Library in Natick; provided further, that \$40,000 shall be expended for the historic preservation of the Winthrop Library Museum; provided further, that \$200,000 shall be expended for the historic preservation and maintenance of a public building on the Historic Registry in the town of Stoneham; provided further, that \$100,000 shall be expended for historic preservation at the Lenox Library in the town of Lenox; and provided further, that not less than \$200,000 to be expended for the purpose of restoring the Old Indian Meeting House, in the town of Mashpee; provided further, that \$5,000 shall be expended for the historic preservation repairs to markers at the Brookfield Cemetery; provided further, that not less than \$75,000 shall be expended for the historic preservation of the Ipswich Public Library; and provided further, that said amount shall be matched one hundred per cent by said town of Ipswich; provided further, that \$75,000 shall be

expended for historic preservation of Atheneum Hall in the town of Framingham; provided further, that no less than \$30,000 be expended for the purpose of further restorations to the Whitman Town Park designed by Frederick Law Olmstead; provided further, that \$100,000 shall be expended for handicap accessibility at the Needham Historical Society 580,000

**EXECUTIVE OFFICE FOR
ADMINISTRATION AND FINANCE.**

Office of the Secretary of Administration and Finance.

1599-3748	For a reserve to fund capital projects at state and community colleges; provided, that funds expended from this item shall be prioritized to address the rehabilitation, renovation and maintenance of infrastructure identified as posing an immediate hazard to public safety; and provided further, that the secretary of administration and finance shall file a report with the house and senate committees on ways and means and the house and senate committees on higher education on or before February 21, 2006 detailing the list of projects scheduled to receive prioritized funding through this reserve	50,000,000
1599-3749	To fund costs at the University of Massachusetts associated with planning, and studies, the preparation of plans and specifications, construction, renovation, reconstruction, improvement, demolition, expansion, repair, including furnishings and equipment and related administrative expenses at the University of Massachusetts for campus facilities and grounds capital projects; provided, that funds expended from this item shall be prioritized to address the rehabilitation, renovation and maintenance of infrastructure identified as posing an immediate hazard to public safety; and provided further, that funds appropriated herein shall be transferred by the comptroller to the University of Massachusetts Building Authority based upon a report submitted by the president of the University of Massachusetts detailing the list of projects scheduled to receive prioritized funding through these funds; and provided further that said report shall be filed with the house and senate committees on ways and means, the joint committee on higher education, and the secretary of administration and finance on or before February 21, 2006	50,000,000

**EXECUTIVE OFFICE OF
ENVIRONMENTAL AFFAIRS.**

Department of Conservation and Recreation.

2800-0108	For maintenance of the Commonwealth's park and beach system, including improvements to public access; provided, that \$50,000 shall be expended for Apponagansett Bay in the town of Dartmouth; provided further, that \$150,000 shall be expended for the towns of Brewster and Harwich to address a phosphorus imbalance in Long Pond; provided further, that \$100,000 shall be expended
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for the design and construction of a boardwalk along Salisbury Beach; provided further, that \$300,000 shall be expended for improvements to Ambrose Park in the city of Revere; provided further, that \$100,000 shall be expended for repairs to a boat ramp at Pamet River in the town of Truro; provided further, that \$350,000 shall be expended for the Kernwood Marina in the city of Salem; provided further, that \$50,000 shall be expended for a feasibility study to extend the Ashuwillticook Bike Trail from its ending point at the Pittsfield-Lanesborough line for an additional two miles into the city of Pittsfield; provided further, that \$100,000 shall be expended to the town of Medway for storm damage; provided further, that not less than \$1,000,000 shall be expended for capital improvements and maintenance costs for Revere Beach in the city of Revere; provided further, that \$250,000 shall be expended to the town of Grafton for costs associated with the Lake Ripple dredging project; provided further, that \$100,000 shall be expended for the restoration of Merrymount Park in the city of Quincy; provided further, that \$30,000 shall be expended for the restoration and conservation of Furnace Pond in the town of Pembroke; provided further, that \$300,000 shall be expended for improvements to Frederick's Park in the city of Revere; provided further, that \$250,000 shall be expended to the town of Wakefield for the cleanup of Lake Quannapowitt, including its shoreline, bank, buffer zone, and land in the vicinity thereof; provided further, that \$150,000 shall be expended for the Jordan Pond Project in the town of Shrewsbury; provided further, that \$10,000 shall be expended for the Lake Singletary Watershed Association; provided, further, that \$100,000 shall be expended to the Town of Holliston for costs and expenses relative to storm and flood damage, a water emergency situation, and other extraordinary or emergency items as determined by the Holliston Board of Selectmen; and provided further, that \$200,000 shall be expended to rehabilitate the Choate Park Dam in Medway; provided further, that \$125,000 shall be expended for the cleanup and maintenance of the Fellsmere Pond in the City of Malden; provided further, that \$65,000 shall be expended for the cleanup of the Oak Grove culvert in the City of Malden; provided further, that \$100,000 shall be expended for improvements in maintenance costs for the Fells reservation area in the cities of Medford, Melrose and Stoneham; provided further, that not less than \$500,000 shall be made available for the construction of a bath house at Constitution Beach in the East Boston section of the City of Boston; provided further, that \$20,000 shall be expended for improvements to Warren Manning Park in the Town of Billerica; provided further, that not less than \$75,000 shall be expended for construction of handicap accessible raised public access walkway along the Great Brook in the Town of South-

wick; provided further, that not less than \$75,000 be expended for design of a handicap accessible public access trail at Pynchon Point in the city known as the Town of Agawam; provided further, that \$100,000 shall be expended for improvements to the Vietnam Veterans park in the Town of Billerica; provided further, that \$40,000 shall be expended to rehabilitate Havey Beach Reservation in West Roxbury; provided further, that not less than \$85,000 shall be expended for reconstruction of a boat launching ramp at Magansett Harbor in North Falmouth; provided further, that \$100,000 shall be expended for the dredging of Nashawannuck Pond in Easthampton; provided further, that \$75,000 be expended for design and construction of Pakachoag Meadows in Auburn; provided further that \$250,000 be expended for the athletic fields in the town of Saugus, including a track located on Dow Street in the town of Saugus; provided further, that \$25,000 shall be expended for the Indian Lake Watershed Association; provided further, that \$150,000 be expended for sidewalk construction and improvement on the Lynn Fells Parkway in the town of Saugus between the Main Street intersection and the Saugus/Melrose line; provided further, that \$100,000 shall be expended for improvements to the William A. Meaney Playground in Dorchester; provided further, that \$75,000 be expended for the design of Traffic signals at the intersection of Route 44 and Plymouth Mobile Estates; provided further, that \$30,000 shall be expended for improvements to Tercentennial Park in the town of Framingham; provided further, that \$35,000 shall be expended for emergency repairs to the Oak Grove Playhoun in Millis; provided further, that not less than \$75,000 shall be expended for costs associated with the design and construction of the Charles River skatepark in the City of Cambridge; provided further, that \$800,000 shall be expended to the Town of Holliston towards acquisition and/or other improvement costs in connection with the rail trail from the Town of Sherborn through a portion of the Town of Holliston; provided further, that \$100,000 be expended for the improvement of Saxton J. Foss Park in the city of Somerville; provided further, that \$150,000 be expended for a traffic light at a pedestrian crosswalk at Hawthorne Street Extension in Cambridge; provided further, that \$250,000 be expended to enhance the park land and construct the boat ramp at the land on Route 110 Methuen as the "Beas" site"; provided further, that \$90,000 shall be expended for park renovations in Stone park in the town of Ashland; provided further, that not less than \$18,500 shall be expended for the costs associated with the Honor Roll Memorial in the Town of Southbridge; provided that no less than \$45,000 shall be expended for safety repairs to the dam and herring ladder located on the Mattapoisett River at Route 6; provided further, that \$100,000 shall be expended for the maintenance programs and supplies for Squantum Point Park; 3,830,000

2800-0610	For design and engineering services related to the renovation of the Department of Conservation and Recreation's community pools deemed to be in critical condition or very poor condition in the Department's "Key Components Assessment Summary" conducted in 2004 and further provided that design and facility operation plans shall be developed in partnership with the local community	1,500,000
2850-1511	For a grant program to fund the rehabilitation, reconstruction and construction of sea walls; provided, that preference of funding for the renovation and construction of said sea walls shall be given to those areas that pose an immediate hazard to public safety	5,000,000

EXECUTIVE OFFICE OF TRANSPORTATION.*Department of Highways.*

6005-0030	To provide for transportation improvements, to include road, pedestrian and infrastructure projects; provided, that \$336,000 shall be expended for the Bolivar Street project in the town of Canton; provided further, that \$40,000 shall be expended for flood control on Forest Road in Millis; provided further, that \$25,000 shall be expended for the Woburn Nelco Roadway construction; provided further, that \$350,000 shall be expended for the reconstruction and repaving of Route 133 in Boxford from the Georgetown /Boxford town line to West Boxford Center; provided further, that \$200,000 shall be expended for the installation of a stop light and related road construction at the Winter Street and Route 53 intersection in the town of Duxbury; provided further, that \$500,000 shall be expended for the Route 97 intersection project in the town of Wenham; provided further, that \$200,000 shall be expended for traffic signals and roadway improvements at the intersection of Bolton Street and Rockdale Avenue located in the south end of New Bedford; provided further, that \$125,000 shall be expended for the replacement of a culvert on Bridge Street in the town of Dennis; provided further, that \$45,000 shall be expended for improvements to the sidewalk on North Main Street in Sherborn to meet the standards of the Americans with Disabilities Act; provided further, that \$200,000 shall be expended for the construction of a new highway barn and salt shed in the town of Medway; provider further, that \$100,000 shall be expended for the Old Center/Common project in North Andover; provided further, that \$100,000 shall be expended for design and construction of sidewalks on Green Street in the town of Lynnfield; provided further, that \$100,000 for platform repairs in the town of Stoughton; provided further, that \$800,000 shall be expended for the Chicopee Riverwalk and Bikeway project; provided further, that \$100,000 shall be expended for the rehabilitation of the Fisher Street Bridge in the town of North Attleboro; provided further, that \$30,000 shall be expended for a feasibility study conducted by the towns of	
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Wakefield and Lynnfield for recreational pathways abutting Reedy Meadow; provided further, that \$200,000 shall be expended to restore and expand 2B Oak Street in the Town of Medway; provided further, that \$125,000 shall be expended for emergency road repairs as the result of heavy rains in the town of Bernardston; provided further, that \$325,000 shall be expended for sidewalks on Franklin Street in the town of Reading; provided further, that \$100,000 shall be expended for the redesign and engineering of the intersection of Chestnut Street and Route One in the town of North Attleboro; provided further, that \$900,000 shall be expended for the fourth phase of the East Street renovation project in the town of Ludlow; provided further, that \$200,000 shall be expended for road improvements on Achusnet Avenue and Braley Road in the city of New Bedford; provided further, that \$50,000 shall be provided to the city of Northampton for a study and preparation of plans to correct drainage problems in the Federal Street and Bernache Street areas of said city; provided further, that \$250,000 shall be expended for improvements to traffic flow in Billerica center; provided further, that \$20,000 shall be expended for the construction of a salt shed in the Town of Brookfield; provided further, that \$50,000 shall be expended for road improvements to Route 101 in the Town of Templeton; provided further, that 80,000 dollars be allocated for the construction of a crosswalk along the border of the Town of Lexington and the City of Waltham; provided further, that not less than \$50,000 shall be expended for the Gateway to the Manor project in the town of Dedham; provided further, that \$70,000 shall be expended for emergency road and infrastructure repairs as the result of the heavy rains of July 18, 2005 in the town of Whately; provided further, that not less than \$50,000 shall be expended to the Town of Bellingham for restoration and preservation of historic buildings; provided further, that not less than \$20,000 be provided to the Town of Sutton for the study and design of the Manchaug Village tourism streetscape plan; provided further, that not less than \$300,000 shall be expended for the installation of a traffic signal to allow for U-turns on Route 1 in the town of Westwood; provided further, that \$40,000 shall be expended to the town of Littleton for signalization lighting at the Littleton High School entrance located on King Street in the town of Littleton as part of the Route 2A/Route 110 Traffic Improvements, Littleton High School Turn Lane project as shown on a plan prepared for the Massachusetts Highway Department by the Berkshire Design Group, Inc. dated May 10, 2004; provided further, that \$400,000 shall be expended for the renovation of the Rockland Street Bridge in the Town of Wellesley; provided further, that not less than \$25,000 shall be expended for said department to conduct a feasibility study on erecting sound barriers along Route I-93 in Somerville; provided further, that \$100,000 shall be appropriated for emergency repairs to bridges, culverts, and waterways caused by floodwaters in

the town of Mendon; provided further, that \$50,000 shall be expended to the town of Littleton for right of way acquisitions on two parcels located at 62-64 King Street in the town of Littleton as part of the Route 2A/Route 110 Traffic Improvements, Littleton High School Turn Lane project as shown on a plan prepared for the Massachusetts Highway Department by the Berkshire Design Group, Inc. dated May 10, 2004; provided further, that \$100,000 shall be appropriated for emergency repairs to bridges, culverts, and waterways caused by floodwaters in the town of Hopedale; provided further, that \$400,000 shall be appropriated for emergency repairs to bridges, culverts, and waterways caused by floodwaters in the town of Milford; provided further, that not less than \$100,000 be expended for improvements to the Memorial Bridge Rotary in West Springfield; provided further, that \$85,000 shall be expended for improvements to the sidewalks on North Main Street in the town of Andover; provided further, that not less than \$200,000 shall be expended for design and development of Quinebaug Valley Rail Trail; provided further, that \$250,000 shall be expended for roadway and infrastructure improvements on Essex Street from Danvers Road to the Lynn line in Swampscott; provided further, that \$90,000 shall be expended for sidewalk construction in the town of Ashland; and provided further, that \$100,000 shall be expended for the repaving of Paradise Road in Swampscott.....

7,871,000

6033-0592 For construction and reconstruction projects on town and county ways as described in subdivision (a) of clause (2) of section 34 of chapter 90 of the General Laws; provided, however, that all funds appropriated pursuant to this account shall be in addition to all capital funds otherwise allocated or obligated and said appropriation shall not operate to reduce or replace any capital funds required to be made available for chapter 90 purposes; provided further, that notwithstanding chapter 29 of the General Laws or any other general or special law to the contrary, all funds appropriated herein shall be used exclusively to reimburse chapter 90 capital expenses arising out of prior capital authorizations and that all funds appropriated herein shall be used prior to using existing capital funds for reimbursements; provided further, that all funds appropriated herein shall be distributed based on the formula used by the highway department to distribute capital funds made available pursuant to chapter 90 in fiscal year 2006; provided further, that a city or town shall comply with the procedures established by the highway department; provided further, that any such city or town is hereby authorized to appropriate for such projects amounts not in excess of the amount provided to such city or town under this item; provided further, that said appropriation shall be made as an available fund upon approval of the commissioner of revenue pursuant to section 23 of chapter 59 of the General Laws; and provided further, that the commonwealth shall reimburse said city or town under this item

within 30 days of receipt by the department of a request for reimbursement from such city or town, which request shall include certification by such city or town that actual expenses have been incurred on projects eligible for reimbursement under this item, and that the work has been completed to the satisfaction of such city or town according to the specifications of said project and in compliance with applicable law and said procedures established by the department

55,000,000

6033-0593

For critical roadways, streetscape, and handicap access improvements to the Sears Rotary, Ipswich Street, Maitland Street, the Honorable Philip Grigs Bowker Interchange, and Yawkey Way in the city of Boston.....

12,500,000

**EXECUTIVE OFFICE OF
ECONOMIC DEVELOPMENT.**

Department of Housing and Community Development.

7004-0097

For economic grants to municipalities; provided further, that not less than \$150,000 shall be expended for improvements to the Sevens Library in North Andover; provided, that \$40,825 shall be expended for the Rockland Community Center; provided further, that \$50,000 shall be expended to the Salisbury Historical Society to complete a historic building restoration and create a town history museum and visitors center at Parson's Corner in Salisbury; provided further, that \$500,000 shall be expended for the Mohawk Theatre, subject to a 100 percent funding match; provided further, that \$16,000 shall be expended for emergency flood remediation in the town of Athol; provided that \$500,000 shall be expended in the City of Peabody for a one time matching funds for the North River flood control project; provided further, that \$200,000 shall be expended for dredging and flood mitigation in the Aberjona River in the town of Winchester; provided further, that \$1,100,000 shall be expended to the town of Norwood for a one-time matching grant for the elderly population growth project; provided further, that \$40,000 shall be expended to the Woburn Redevelopment Authority for improvements to an elevator to meet the standards of the Americans with Disabilities Act; provided further, that \$1,500,000 shall be expended for the state contribution for a recreational complex in the town of Wrentham; provided further, that \$100,000 shall be expended for the renovation of the Bing Theatre in Springfield; provided further, that \$125,000 shall be expended for the renovation of municipal infrastructure in the town of Webster; provided further, that \$68,000 shall be expended for the North Adams Airport; provided further, that \$200,000 shall be expended for revitalization of the Weymouth landing area in the town of Weymouth; provided further, that \$50,000 shall be expended for an economic development project in the town of New Bedford at the Elco Dress Factory; provided further, that \$15,000 shall be expended for the WWII monument in the

town of Hamilton; provided further, that \$400,000 shall be expended for costs associated with the Tewksbury Center expansion project on Chandler Street in the town of Tewksbury; provided further, that \$50,000 shall be expended for the destruction of old army bunkers located on the Division of Fisheries and Wildlife land in the town of Hingham; provided further, that \$250,000 shall be expended for new seating in the historic Chevalier Auditorium in Medford; provided further, that \$200,000 shall be expended to assist the town of Burlington for the renovation and expansion of the Grand View Farm; provided further, that \$50,000 shall be expended for the Cambridge Housing Authority Work Force Program; provided further, that \$50,000 shall be expended for the destruction of old army bunkers located on Mass Highway land in the town of Hingham; provided further, that not less than \$1,000,000 shall be expended for Our House Family Learning Center of the Merrimack Valley; provided further, that \$75,000 shall be provided to World is Our Classroom, Inc. serving the towns of Holyoke, Westfield, Chicopee and Greenfield; provided further, that \$250,000 shall be expended for the improvement of recreational sites in the town of West Bridgewater; provided further, that not less than \$2,000,000 shall be expended for the purpose of expanding the groundwater monitoring system in the city of Boston; provided further, that \$50,000 shall be expended for the Amesbury Carriage Alliance in the Amesbury lower milliard to preserve and renovate an existing building into a carriage museum, visitors center and artisans center; provided further, that \$1,430,000 shall be expended for renovations and upgrades for Winthrop recreational areas; provided further, that \$40,000 shall be expended to assist the city of Newton with a smart growth development plan for Newton Center; provided further, that \$1,000,000 shall be expended for pollution prevention at the Tri-Town landfill in Heath; provided further, that \$225,000 shall be expended to the town of Wayland for a generator for the purpose of emergency evacuation; provided further, that \$205,000 shall be expended for the Major Taylor Memorial in Worcester; provided further, that \$300,000 shall be expended for the McPherson Youth Center in the town of Beverly; provided further, that \$200,000 shall be expended to reconstruct the parks and fields in the town of Medway; provided further, that \$100,000 shall be expended for an economic development project in the town of Braintree; provided further, that \$1,500,000 shall be expended for the Blackstone River Bikeway and Visitor Center including, but not limited to, engineering, design, construction and permitting; provided further, that the department of conservation and recreation shall be responsible for the Blackstone River Bikeway and may enter into agreements with local communities, as well as, private non profit organizations for the construction, care and maintenance of the Blackstone River Bikeway; provided further, that \$1,600,000 shall be expended for commonwealth contribution funds related to

the Route 146 Connector project in the city of Worcester; provided further, that \$175,000 shall be expended for the Greenwood Memorial Bathhouse; provided further, that \$280,000 shall be expended for a park renovations at the Municipal Youth Center in the town of Beverly; provided further, that \$200,000 shall be expended for a matching contribution for the enhancement of recreational sites in the town of Reading; provided further, that \$75,000 shall be expended to the Hyannis Athletic Association for field improvements to McKeon Field in Hyannis; provided further that \$75,000 shall be expended to the town of Barnstable J.F.K. Statute Committee as a one-time matching grant to erect a statue honoring President John F. Kennedy at the J.F.K. Museum located in the village of Hyannis; provided further, that \$200,000 shall be expended for the design and construction of a senior center in the town of Hanover; provided further, that not less than \$250,000 be expended for a joint housing rehabilitation project in the City of Gardner and the Town of Templeton; provided further, that \$100,000 shall be provided to Lilly Library in the Florence section of the city of Northampton for historic preservation, reconstruction, window installation and brick re-pointing and cleaning, said funds to supplement any funds provided by the board of library commissioners; provided further, that \$75,000 shall be expended for roof and stairway repairs on the Danforth building in the town of Framingham; provided further, that \$150,000 shall be expended to the town of Belmont for a one-time matching grant for the construction of a Senior Citizen Center; provided further, that \$200,000 shall be expended for the Town of Kingston Senior Center; provided further, that \$2,000,000 shall be expended for the re-construction of the Manning Bowl in the city of Lynn; provided further, that not less than \$250,000 shall be expended for a Community Action Grant associated with improvements to the site of the 1999 Worcester Cold Storage Warehouse fire in the city of Worcester; provided further, that \$40,000 shall be expended for the maintenance and upkeep of Plympton Town Hall; provided further, that not less than \$100,000 shall be expended for the Worcester County Convention and Visitor's Bureau located in the City of Worcester; provided further, that \$175,000 shall be expended to the Worcester Educational Development Foundation; provided further, that not less than \$1,000,000 shall be expended for the renovation of the Haverhill Stadium and that not less than \$200,000 shall be expended for the renovation of the Cawley Stadium in Lowell; provided further, that not less than \$10,000 be provided to the Millville Senior Center for food service and maintenance equipment; provided further, that \$1,000,000 shall be expended for the demolition, design and reconstruction of the Bellegarde Boat House in the city of Lowell; provided further, that the Town of Halifax shall receive not less than \$50,000 for the Monoponsett Pond Weed; provided further, that \$200,000 shall be expended for the design of a

Senior Center in the Town of Plymouth; provided further, that \$400,000 shall be expended for the construction of the Springfield Public Market; provided further, that no less than \$200,000 shall be provided for Brownfield redevelopment projects in the City of Lynn; provided further, that \$100,000 shall be expended for the Central Square Theater project; provided further, that \$75,000 shall be expended for safety upgrades in the town of Franklin; provided further, that \$100,000 shall be expended for the revitalization of downtown Hingham; provided further that not less than \$100,000 be allocated for the repairs and renovation of the Charles River Landing at Watertown Square; provided further, that \$100,000 shall be expended for the design and construction of a permanent bandstand or gazebo on the ground of sunset lake in the town of Braintree; provided further, that \$500,000 shall be expended for the conversion of Korean War microfilm and all remaining paper records of veterans and members of the Massachusetts National Guard to an electronic format to enhance compliance with Chapter 33 section 15 pertaining to the Adjutant General maintaining a roster of all veterans by city and town; provided further, that \$160,000 be expended for the Sharon Community Center to be utilized for federal ADA compliance projects therein, 15,654,825

BOARD OF HIGHER EDUCATION.

State Colleges.

7116-0102	For a matching grant for improvements to Rockwood Field located at Worcester State College; provided, that said match shall be one dollar of private funds for every dollar of state funds raised through alumni contributions; provided, that no funds shall be expended until an equal or greater amount has been raised through alumni contribution and committed by Worcester State College Foundation for said project; and provided further, that said college shall work with the City of Worcester	250,000
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Community Colleges.

7509-0102	For the one-time maintenance on the fields and recreational sites at the Mount Wachusett Community College	100,000
9700-0201	For funding to repair the camera equipment used to television legislative sessions of the House of Representatives	2,000

1 SECTION 3. Section 1 of chapter 6 of the General Laws, as
2 appearing in the 2004 Official Edition, is hereby amended by
3 striking out, in line one, the figure “\$135,000” and inserting in
4 place thereof the following figure:— \$140,535.

1 SECTION 4. Section 3 of said chapter 6, as so appearing. is
2 hereby amended by striking out, in line 1, the figure “\$25,000”
3 and inserting in place thereof the following figure:— \$26,025.

1 SECTION 5. Section 1 of chapter 9 of the General Laws, as so
2 appearing, is hereby amended by striking out, in line 8, the figure
3 “\$120,000” and inserting in place thereof the following figure:—
4 \$124,920.

1 SECTION 6. Section 1 of chapter 10 of the General Laws, as so
2 appearing, is hereby amended by striking out, in line 3, the figure
3 “\$120,000” and inserting in place thereof the following figure:—
4 \$124,920.

1 SECTION 7. Section 1 of chapter 11 of the General Laws, as so
2 appearing, is hereby amended by striking out, in line 4, the figure
3 “\$120,000” and inserting in place thereof the following figure:—
4 \$124,920.

1 SECTION 8. Section 1 of chapter 12 of the General Laws, as so
2 appearing, is hereby amended by striking out, in line 3, the figure
3 “\$122,500” and inserting in place thereof the following figure:—
4 \$127,523.

1 SECTION 9. Chapter 15A of the General Laws is hereby
2 amended by striking out section 15E, as so appearing, and
3 inserting in place thereof the following section:—

4 Section 15E. It is hereby declared to be the policy of the com-
5 monwealth to encourage private fundraising by the state univer-
6 sity and public colleges and to assist such fundraising through a
7 matching program to be known as the public higher education
8 endowment incentive and capital outlay contribution program
9 which shall not result in direct or indirect reductions in the com-
10 monwealth’s appropriations to such institutions for operations or
11 for capital support.

12 Subject to appropriation, the commonwealth shall contribute
13 funds to each institution’s recognized foundation in an amount nec-
14 essary to match private contributions in the current fiscal year to the
15 institutions or a foundation’s endowment or capital outlay program

16 based on the following matching formula. Subject to appropriation,
17 the commonwealth's contribution shall be equal to \$1 for every \$2,
18 or \$1 for such greater number of dollars as may be established by
19 the board of higher education, privately contributed to the universi-
20 ty's board of trustees or a foundation, provided that the maximum
21 total contributions from the commonwealth shall be \$50,000,000;
22 \$1 for every \$2, or \$1 dollar for such greater number of dollars as
23 may be established by the board of higher education, privately con-
24 tributed to each state college's board of trustees or foundation, pro-
25 vided that the maximum total contributions from the
26 commonwealth shall be \$5,000,000 for each institution; \$1 for
27 every \$2, or \$1 for such greater number of dollars as may be estab-
28 lished by the board of higher education, privately contributed to
29 each community college's board of trustees or foundation, provided
30 that the maximum total contributions from the commonwealth shall
31 be \$2,000,000 for each institution.

32 Private contributions to the endowment or capital outlay program
33 for purposes of these matching grant programs shall be limited to
34 donations to an endowment for academic purposes including, but not
35 limited to, scholarships and endowed chairs or contributions to a
36 capital outlay program in support of academic facility construction
37 and maintenance approved by the appropriate board of trustees.

38 Said program shall terminate for the university when its foun-
39 dation has received \$50,000,000 in appropriated matching funds
40 according to the formula prescribed above, or on July 1, 2010,
41 whichever is sooner. Said program shall terminate for any state
42 college when its foundation has received \$5,000,000 in appropri-
43 ated matching funds according to the formula prescribed above or
44 on July 1, 2010, whichever is sooner. Said program shall termi-
45 nate for any community college when its foundation has received
46 \$2,000,000 in appropriated matching funds according to the for-
47 mula prescribed above or on July 1, 2010, whichever is sooner.

48 For each institution, the program shall be administered by its
49 foundation, as defined in section 37, in accordance with proce-
50 dures established by the board of trustees and filed with the house
51 and senate committees on ways and means, the joint committee on
52 higher education, and the secretary of administration and finance
53 no later than 30 days from the time of adoption. Any further
54 amendments to said procedures shall also be filed within 30 days

55 of adoption with the house and senate committees on ways and
56 means, the joint committee on higher education, and the secretary
57 of administration and finance. Such procedures shall include a
58 method for each board of trustees to certify to the house and
59 senate committees on ways and means, the joint committee on
60 higher education, and the secretary of administration and finance
61 the actual amount received in private contributions to the endow-
62 ment or capital outlay program in each fiscal year. Such proce-
63 dures shall also include safeguards for protecting the anonymity
64 of donors who indicate their desire not to be identified. For the
65 state university, such procedures shall also provide that the alloca-
66 tion of all matching funds from the commonwealth shall be sub-
67 ject to prior approval by the president of the university.

1 SECTION 10. Chapter 21A of the General Laws is hereby
2 amended by inserting after section 7 the following section:—

3 Section 7B. The chancellor of the University of Massachusetts
4 Amherst in consultation with the secretary of the executive office
5 of environmental affairs and department of geosciences shall
6 appoint a professional geologist to be state geologist. The state
7 geologist shall perform research on the land, mineral, and water
8 resources of the state; coordinate and facilitate research and com-
9 munication among various agencies, researchers and stakeholders;
10 collect, compile, analyze and preserve data pertaining to the geo-
11 logic environment; disseminate the findings of such research to the
12 public through maps, reports, and other publications; and, direct
13 the Massachusetts Geological Survey. The state geologist shall
14 advise all other branches of state and local government, concerning
15 the geologic character of the state and its implications for both eco-
16 nomic and scientific needs in conjunction with all existing and
17 future environmental factors relating to the geology of the state.
18 The state geologist shall maintain liaison with federal and other
19 state geological surveys, and academic institutions. The state geol-
20 ogist shall have a term limit of 5 years at which time the appoint-
21 ment can be reviewed, revoked or renewed.

1 SECTION 11. Section 64 of chapter 29 of the General Laws, as
2 appearing in the 2004 Official Edition, is hereby amended by
3 striking out the first paragraph and inserting in place thereof the
4 following paragraph:—

5 The state treasurer, on behalf of the commonwealth, may con-
6 tract with an employee to defer a portion of that employee's com-
7 pensation and may, for the purposes of funding a deferred
8 compensation program for said employee, established in accor-
9 dance with the U.S. Internal Revenue Code, (the "Code"), invest
10 the deferred portion of the employee's income in a life insurance
11 or annuity contract, mutual fund, a bank investment trust, and/or
12 such additional investment alternatives as may be made available
13 under the program. The treasurer shall, before making any such
14 investment, solicit bids from fund managers, investment man-
15 agers, and insurance companies authorized to conduct business
16 within the commonwealth pursuant to chapter 175, mutual fund
17 managers, and banks, which bids shall be sealed, and opened at a
18 time and place designated by the treasurer. Any bid submitted by
19 an insurance company, mutual fund, bank investment trust or
20 other fund manager or investment manager, to fund the deferred
21 compensation program shall, where applicable, clearly indicate
22 the interest rate which shall be paid on the deferred funds, any
23 commissions which will be paid to the salesmen, any load
24 imposed for the purpose of administering the funds, mortality pro-
25 jections, expected payouts, tax implications for participating
26 employees and such other information as the treasurer may
27 require. Any contract entered into between an employee and the
28 commonwealth pursuant to this section shall include all such
29 information in terms the employee can reasonably be expected
30 to understand.

1 SECTION 12. Chapter 32 of the General Laws is hereby
2 amended by striking out section 90C¾, as appearing in the 2002
3 Official Edition, and inserting in place thereof the following
4 section:—

5 Section 90C¾. A former state or metropolitan district police
6 officer, retired prior to July 1, 1992, who has been retired under
7 any provision of this chapter or similar provision or earlier law on
8 account of superannuation after having served in the state or met-
9 ropolitan district police force for a period of not less than 20 years
10 shall have his retirement allowance increased to an amount not
11 exceeding one-half the rate of regular compensation payable to
12 state police officers holding similar positions, at the time of

13 increasing such allowance, in the comparable grade or classifica-
14 tion occupied by such former officer at the time of his retirement.

1 SECTION 13. Section 20 of chapter 44 of the General Laws, as
2 so appearing, is hereby amended by adding the following sen-
3 tence:— The provisions of the preceding 2 sentences shall not apply
4 to bond premiums received on or before July 31, 2003.

1 SECTION 14. Section 57 of chapter 59 of the General Laws, as
2 so appearing, is hereby amended by striking out the last sentence
3 and inserting in place thereof the following sentence:— A real
4 estate tax bill sent out for fiscal year 2008 or any subsequent
5 period pursuant to this section shall contain a statement that there
6 exists a delinquency if any tax, betterment assessment or appor-
7 tionment thereof, water rate, annual sewer use, or other charge
8 which may constitute a lien is overdue more than 90 days.

1 SECTION 15. The seventh paragraph of section 57C of chap-
2 ter 59 of the General Laws, as so appearing, is hereby amended by
3 striking out the second sentence and inserting in place thereof the
4 following sentence:— A real estate tax bill sent out for fiscal year
5 2008 or any subsequent period pursuant to this section shall con-
6 tain a statement that there exists a delinquency if any tax, better-
7 ment assessment or apportionment thereof, water rate, annual
8 sewer use, or other charge which may constitute a lien is overdue
9 more than 90 days.

1 SECTION 15A. Paragraph (a) of Part B of section 3 of
2 chapter 62 of the General Laws, as so appearing in the 2004 Offi-
3 cial Edition, is hereby amended by striking out subparagraph (13)
4 and inserting in place thereof the following subparagraph:—

5 (13) An amount equal to the amount of the charitable contribu-
6 tion deduction allowed or allowable to the taxpayer under
7 section 170 of the Code; provided, however, that, in taxable years
8 beginning on or after January 1, 2004, no such deduction shall be
9 allowed in any taxable year unless the personal exemptions pro-
10 vided in clause (A) of subparagraph (1), of clause (A) of subpara-
11 graph (1A), and clause (A) of subparagraph (2) of paragraph (b)
12 of Part B for such taxable year are the maximum allowable

13 amounts set forth in said clauses; and provided further, that
14 notwithstanding said section 170 of the Code, no deduction shall
15 be allowed for contributions of household goods or used clothing,
16 as those items are recognized under said section 170 of the Code.
17 All requirements, conditions and limitations applicable to chari-
18 table contributions under the Code shall apply for purposes of
19 determining the amount of the deduction under this subparagraph,
20 except that taxpayers shall not be required to itemize their deduc-
21 tions in their federal income tax returns.

22 Notwithstanding any special or general law to the contrary, this
23 section shall not take effect until such time as the department of
24 revenue has furnished a study of their impact on the state's
25 economy and the revenue cost to the commonwealth and its cities
26 and towns, including, but not limited to, a distributional analysis
27 showing the impact on taxpayers of varying income levels, the
28 current practice of other states, any anticipated change in employ-
29 ment, and ancillary economic activity, to the joint committee on
30 revenue, and, without the further approval of the general court.

1 SECTION 15B. Section 4 of chapter 62 of the General Laws, as
2 so appearing, is hereby amended by striking out subsection (b) in
3 its entirety and inserting in place thereof the following subsec-
4 tion:—

5 (b) Part B taxable income shall be taxed at the rate of 5.0 per
6 cent for the taxable year beginning on January 1, 2006.

7 Notwithstanding any special or general law to the contrary, this
8 section shall not take effect until such time as the department of
9 revenue has furnished a study of their impact on the state's
10 economy and the revenue cost to the commonwealth and its cities
11 and towns, including, but not limited to, a distributional analysis
12 showing the impact on taxpayers of varying income levels, the
13 current practice of other states, any anticipated change in employ-
14 ment, and ancillary economic activity, to the joint committee on
15 revenue, and, without the further approval of the general court.

1 SECTION 16. Section 16 of chapter 62C of the General Laws,
2 as appearing in the 2002 Official Edition, is hereby amended by
3 striking out, in lines 18 and 26 the words "number of cigarettes"
4 and inserting in place thereof, in each instance, the following
5 words:— quantity of tobacco products.

1 SECTION 17. Said section 16 of said chapter 62C, as so
2 appearing, is hereby further amended by striking out, in lines 22
3 and 25, the word “cigarettes” and inserting in place thereof, in
4 each instance, the following words: — tobacco products.

1 SECTION 18. Section 1 of chapter 64C of the General Laws, as
2 so appearing, is hereby amended by inserting after the word “com-
3 monwealth”, in line 6, the following words:— “; tobacco products”
4 shall mean cigarettes, smokeless tobacco, cigars and smoking
5 tobacco.

1 SECTION 19. Said section 1 of said chapter 64C, as so appearing,
2 is hereby further amended by striking out, in lines 8, 9, 13, 15, 16,
3 lines 20 and 21, lines 24, 28, 31 and 41, the word “cigarettes” and
4 inserting in place thereof, in each instance, the following words:—
5 tobacco products.

1 SECTION 20. Said section 1 of said chapter 64C, as so appear-
2 ing, is hereby further amended by striking out, in lines 53 to 55,
3 inclusive, the words “, unless the context otherwise requires, the
4 word ‘cigarette’ shall include within its meaning smokeless
5 tobacco”.

1 SECTION 21. Section 2 of said chapter 64C, as so appearing, is
2 hereby amended by striking out, in lines 1 and 8, the word “ciga-
3 rettes” and inserting in place thereof the following words:—
4 tobacco products.

1 SECTION 22. Section 5 of said chapter 64C, as so appearing, is
2 hereby amended by striking out, in lines 3, 7, 8, 11, 13, 17, 19, 25,
3 26, 37, 38, 43, 45, lines 47 and 48, and in line 50, the word “ciga-
4 rettes” and inserting in place thereof the words:— tobacco prod-
5 ucts.

1 SECTION 23. Chapter 90 of the General Laws is hereby amended
2 by inserting after section 32G the following section:—
3 Section 32G½. The registrar shall promulgate rules and regula-
4 tions relative to the certification and operation of advanced driver
5 training programs offered within the commonwealth. No person or

6 entity shall engage in the business or provide instruction in an
7 advanced driver training program without being certified by the
8 registrar pursuant to any such rules and regulations. The registrar
9 may refuse to issue such certification to any individual or entity if
10 the individual or any employee of an entity has: (a) made a mate-
11 rial false statement or concealed a material fact in connection with
12 a certification application; (b) has been the holder of a driving
13 school or driving school instructor's license issued pursuant to
14 section 32G that was revoked or suspended by the registrar; (c)
15 has been convicted of a felony, or any crime involving violence,
16 dishonesty, deceit, indecency, degeneracy, or moral turpitude; or
17 (d) if the registrar determines that any individual or entity had
18 failed to furnish satisfactory evidence of good character, reputa-
19 tion, and fitness.

1 SECTION 24. Section 51M of said chapter 90, as appearing in
2 the 2004 Official Edition, is hereby amended by adding the
3 following paragraph:—

4 Notwithstanding any general or special law to the contrary, no
5 building or structure for the operation of such business or system
6 shall be newly constructed within 1,000 feet of a residential dwelling
7 without completion of an environmental impact review in accor-
8 dance with section 62B of chapter 30.

1 SECTION 25. Section 22 of chapter 211 of the General Laws, as
2 so appearing, is hereby amended by striking out the first sentence
3 and inserting in place thereof the following sentence:— The chief
4 justice shall receive a salary of \$151,239 and each associate justice
5 shall receive a salary of \$145,984 and the chief justice and each
6 associate justice shall annually receive from the commonwealth
7 upon the certificate of the chief justice the amount of expenses
8 incurred by each of them in the discharge of his duties.

1 SECTION 26. Section 2 of chapter 211A of the General Laws,
2 as so appearing, is hereby amended by striking out the first sen-
3 tence and inserting in place thereof the following sentence:— The
4 chief justice shall receive a salary of \$140,358 and each associate
5 justice shall receive a salary of \$135,087 and the chief justice and
6 each associate justice shall annually receive from the common-

7 wealth upon the certificate of the chief justice the amount of
8 expenses incurred by each of them in the discharge of his duties.

1 SECTION 27. Section 4 of chapter 211B of the General Laws,
2 as appearing in the 2004 Official Edition, is hereby amended by
3 striking out the first three paragraphs and inserting in place
4 thereof the following three paragraphs:—

5 The salaries of the justices of the trial court shall be paid by the
6 commonwealth. Each associate justice shall receive a salary of
7 \$129,694.

8 The chief justice of the several departments shall receive a
9 salary of \$135,124.

10 The chief administrative justice shall receive a salary of
11 \$140,358.

1 SECTION 28. Sections 1 to 13B, inclusive, of chapter 208 of
2 the acts of 2000 are hereby repealed.

1 SECTION 29. The last paragraph of section 363 of chapter 149
2 of the acts of 2004 is hereby amended by striking out the word
3 “November 24, 2004” and inserting in place thereof the following
4 word:— June 30, 2006.

1 SECTION 30. Paragraph (a) of section 364 of said chapter 149 is
2 hereby amended by striking out the word “April 1, 2005” and
3 inserting in place thereof the following word:— April 1, 2006.

1 SECTION 31. Item 0321-1520 of section 2 of chapter 45 of the
2 acts of 2005 is hereby amended by striking out the words “; pro-
3 vided, that not more than \$500,000 of the sum appropriated in this
4 item may be expended for services rendered before fiscal year
5 2006”.

1 SECTION 32. Item 0340-0100 of said section 2 of said chap-
2 ter 45 is hereby amended by striking out the words “provided fur-
3 ther, that not less than \$150,000 shall be expended for the purpose
4 of a targeted control substance interdiction pilot program to be
5 administered jointly by the district attorney for Suffolk county
6 and the chiefs of police for the city of Revere and the town of
7 Winthrop”.

1 SECTION 33. Item 0340-1100 of said section 2 of said chap-
2 ter 45 is hereby amended by adding the following words:— ; and
3 provided further, that \$150,000 shall be expended for the opera-
4 tion and management of the Berkshire County Drug Task Force.

1 SECTION 34. Item 1750-0111 of said section 2 of said chap-
2 ter 45 is hereby amended by striking out the figure “\$250,000”
3 and inserting in place thereof the following figure:— \$330,000.

1 SECTION 35. Item 2330-0100 of said section 2 of said chap-
2 ter 45 is hereby amended by adding the following words:— ; pro-
3 vided further, that \$50,000 in matching funds shall be provided to
4 the national marine life center for wetland restoration.

1 SECTION 35A. Item 2330-0100 of said section 2 of said
2 chapter 45 is hereby amended by striking out the figure
3 “\$4,010,725” and inserting in place thereof the following:—
4 \$4,160,725.

1 SECTION 36. Item 2310-0200 of said section 2 of said chap-
2 ter 45 is hereby amended by striking out the words “provided fur-
3 ther, that \$50,000 in matching funds shall be provided to the
4 National Marine Life Center for wetland restoration”, and by
5 striking out the figure \$8,700,000” and inserting in place thereof
6 the following figure:— \$8,650,000

1 SECTION 37. Item 2800-0100 of said section 2 of said chap-
2 ter 45 is hereby amended by striking out the following words
3 “provided further, that not less than \$100,000 shall be expended
4 within thirty days of receipt of said funds, for the maintenance of
5 the facility and animal upkeep of the mounted unit in the Blue
6 Hills Reservation, which are not subject to said reimbursement to
7 the department;” and inserting in place thereof the following:—
8 provided further, that not less than \$100,000 shall be expended
9 within thirty days of receipt of said funds for the sole purpose of
10 restoring, operating, maintaining and ongoing support of the
11 department of conservation and recreation park rangers mounted
12 unit in the Blue Hills Reservation, existing as of January 1, 2004,
13 which shall be located and operated from the stable and adjacent

14 facilities in the Blue Hills Reservation; provided further, that the
15 Secretary of the Executive Office of Environmental Affairs is
16 hereby directed to request and obtain the return of all animals,
17 equipment, including tack and trailers, and personnel of the
18 departments park rangers mounted unit within their control, cus-
19 tody, and possession as of January 1, 2004; provided further, that
20 not later than December 30, 2005 the department shall file a report
21 with the house and senate committees on ways and means
22 detailing the actual expenditure of funds for the maintenance of
23 the mounted unit in the Blue Hills Reservation;.

1 SECTION 38. Item 4000-1405 of said section 2 of said chap-
2 ter 45 is hereby amended by striking out the words “provided fur-
3 ther, the executive office of health and human services shall seek
4 federal approval by October 1, 2005 in order to enroll the max-
5 imum number of possible enrollees allowable within this appro-
6 priation in this program during fiscal year 2006” and inserting in
7 place thereof the following words:— provided further, that said
8 executive office shall seek federal approval by December 15, 2005
9 in order to enroll an additional 10,000 enrollees, for a maximum
10 total of 54,000 enrollees; and provided further, that said executive
11 office shall certify that said increased enrollment shall not result
12 in a deficiency in said program in fiscal year 2006.

1 SECTION 39. Item 4400-1000 of said section 2 of said chap-
2 ter 45 is hereby amended by adding the following words:— ; pro-
3 vided further, that \$100,000 shall be expended for the Horizon
4 Housing Program located in Mattapan; and provided further, that
5 \$25,000 shall be expended for the Pettengill House of Salisbury.

1 SECTION 40. Item 4510-0100 of said section 2 of said chap-
2 ter 45 is hereby amended by adding the following words:— ; pro-
3 vided further, that \$158,000 shall be expended for the Haitian
4 Multi-Service Center; provided further, that \$100,000 shall be
5 expended for Massachusetts Cervical Cancer Commission; pro-
6 vided further, that \$50,000 shall be expended for youth services at
7 the youth center in Uxbridge; and provided further, that \$40,000
8 shall be expended for the Dismas House at the Worcester County
9 House of Correction.

1 SECTION 41. Item 4510-0150 of said section 2 of said chap-
2 ter 45 is hereby amended by adding the following words:— pro-
3 vided further, that \$150,000 shall be expended for the Harvard
4 Street health center located in the North Dorchester section of the
5 city of Boston; provided further, that \$200,000 shall be expended
6 for Roxbury Comprehensive Community Health Center (Rox-
7 Comp) to mitigate health care disparities; provided further, that
8 \$1,500,000 shall be expended to the Massachusetts League of
9 Community Health Centers for the purchase and implementation
10 of electronic medical records; and provided further, that said
11 funds shall be matched with private or federal funds.

1 SECTION 42. Item 6010-0001 of said section 2 of said chap-
2 ter 45 is hereby amended by adding the following words:— ; and
3 provided further, that \$100,000 shall be expended for the SCM
4 Community Transportation.

1 SECTION 43. Item 7003-0702 of said section 2 of said chap-
2 ter 45 is hereby amended by adding the following words:— ; and
3 provided further, that \$1,250,000 shall be expended for the 1:1
4 Wireless Initiative at the New Boston Pilot Middle School; pro-
5 vided further, that not less than \$200,000 shall be expended for a
6 pilot program to provide employment training and job placement
7 by the Center for Adaptive Learning and Programs; provided fur-
8 ther, that the contribution of said funds shall be matched by con-
9 tributions from private entities equal to 1 times the expenditures
10 from this item.

1 SECTION 44. Item 7004-0099 of said section 2 of said chap-
2 ter 45 is hereby amended by adding the following words:— ; pro-
3 vided further, that \$100,000 shall be expended for the Partners for
4 Community Corporation; and provided further, that \$100,000 shall
5 be expended for the Puerto Rican Cultural Center in Springfield.

1 SECTION 45. Item 7006-1000 of said section 2 of said chap-
2 ter 45, is hereby amended by striking out the figure “\$1,441,404”
3 and inserting in place thereof the following figure:— \$400,000.

1 SECTION 47. Item 8000-0000 of said section 2 of said chap-
2 ter 45 is hereby amended by adding the following:— provided
3 further, that not less than \$150,000 shall be expended for the pur-
4 pose of a targeted control substance interdiction pilot program to
5 be administered jointly by the district attorney for Suffolk county
6 and the chiefs of police for the city of Revere and the town of
7 Winthrop; provided further, that not less than \$130,000 shall be
8 expended for the Salem Harbormaster in the City of Salem for the
9 purpose of purchasing an additional patrol boat.

1 SECTION 48. Item 8400-0001 of said section 2 of said chap-
2 ter 45 is hereby amended by striking out the words “may operate a
3 full service office in the town of Milford to be operated 5 days a
4 week;” and inserting in place thereof the following words:— shall
5 operate a full service office in the town of Milford to be operated
6 5 days a week; provided further, that \$400,000 shall be expended
7 for a study and evaluation of the automated license and registra-
8 tion system;.

1 SECTION 49. Item 8900-0001 of said section 2 of said
2 chapter 45 is hereby amended by adding the following words:— ;
3 and provided further, that \$875,000 shall be expended for an
4 emergency safety equipment grant to the town of Bridgewater.

1 SECTION 50A. Item 7004-0022 of section 2 of chapter 53 of
2 the acts of 2005, is hereby amended by striking out the words
3 “section 4” and inserting in place thereof the following word:—
4 section 7.

1 SECTION 50B. Section 37 of chapter 45 of the acts of 2005 is
2 hereby amended by adding at the end thereof the following:—
3 Said commission shall also require that electronic roll call
4 machines in the House of Representatives be shown during live
5 cable television coverage of any legislative session and provide
6 recommendations to the house and senate committees on ways and
7 means on the cost of such a requirement.

1 SECTION 51. Notwithstanding section 15E of chapter 15A of
2 the General Laws, the procedures established by the boards of

3 trustees of public higher education to administer the public higher
4 education endowment incentive and capital outlay contribution
5 program established by said section 15E shall be adopted on or
6 before January 15, 2006.

1 SECTION 53. Notwithstanding any general or special law or
2 regulation to the contrary, the state comptroller shall grant a per-
3 manent waiver or exemption from any and all applicable charges
4 or assessments made against the Water Supply Protection Trust by
5 the Office of the Comptroller pursuant to its authority under sec-
6 tions 5D and 6B of chapter 29 of the General Laws. Any charges
7 or assessments made against the Water Supply Protection Trust
8 pursuant to the aforementioned sections shall be refunded to the
9 Trust forthwith.

1 SECTION 54. Notwithstanding any general or special law to
2 the contrary not less than 10 days after effective date of this act,
3 the comptroller shall transfer the balance of Transitional Escrow
4 Fund, established by section 16 of chapter 106 of the acts of 2005,
5 to the General Fund. Any amount exceeding the expenditures
6 required by this act shall remain in the Transitional Escrow Fund.

1 SECTION 55. Sections 3, 4, 5, 6, 7 and 8 shall take effect as of
2 July 1, 2005.

1 SECTION 56. Sections 25, 26, and 27 shall take effect on January
2 1, 2006.

1 SECTION 57. Item 7004-9024 of section 2 of chapter 45 of the
2 acts of 2005, is hereby amended, in line 43, by striking out after
3 the words “costs of administering the program” the following:—
4 ; provided further, that the costs of administration shall not exceed
5 6 per cent of the appropriation provided in this item; provided fur-
6 ther, that the 6 per cent shall include, but not be limited to, all
7 expenditures which may be made by the department to conduct or
8 otherwise contract for rent voucher program inspections; and in
9 line 64, by striking out after the words “set forth herein” the
10 following:— ; provided further, that ceiling rents shall not be
11 enforced by the department.

1 SECTION 58. Section 2 of Chapter 45 of the acts of 2005 is
2 hereby amended in item 4510-0110 by adding the following: pro-
3 vided, further, that not less than \$13,622 shall be expended for
4 repair of the kitchen facilities at Lawrence Senior Center.

1 SECTION 59. Item 1599-0042 as appearing in Section 2 of
2 Chapter 45 of the Act of 2005 is hereby amended in line 7 by
3 inserting after the word “care” the following, “formerly purchased
4 by the Office of Child Care Services” and further amended in
5 line 12 by deleting the word “may” and inserting in place thereof
6 the following, “shall”.

1 SECTION 60. Item 7004-0097 of section 2 of chapter 45 is
2 amended by inserting the following: provided further, that the
3 department shall be expended to the Town of Randolph for a one-
4 time grant in the amount of \$100,000 for the Joseph J. Zapustas
5 Arena for capital improvements.

1 SECTION 61. Item 4403-2120 of section 2 of chapter 45 of the
2 acts of 2005 is hereby amended by inserting after the words “pro-
3 vided further, that notwithstanding any other general or special
4 law to the contrary, the department shall immediately provide
5 shelter for up to 30 days to families who appear to be eligible for
6 such shelter based on statements provided by the family and any
7 other information in the possession of the department but who
8 need additional time to obtain any third-party verifications reason-
9 ably required by the department;” the following words:— “pro-
10 vided further, that shelter benefits received under the preceding
11 proviso shall not render a family ineligible under any regulation
12 providing that a family who previously received shelter is ineli-
13 gible for further shelter benefits for a period of 12 months; pro-
14 vided further, that families receiving such shelter benefits who are
15 found not to be eligible for continuing shelter benefits shall be eli-
16 gible for aid pending a timely appeal pursuant to section 16 of
17 chapter 18 of the General Laws;.

1 SECTION 62. Item 8000-0010 as appearing in Section 2 of
2 Chapter 45 of the Act of 2005 is hereby amended in line 45 by
3 inserting after the word “Sandwich” the following: “provided fur-

4 ther, that not less than \$40,000 shall be expended for police pro-
5 tection at Five Corners intersection during the Summer of 2006 by
6 the Town of Tisbury,.

1 SECTION 63. Item 7004-9005 of section 2 of chapter 45 of the
2 acts of 2005 is hereby amended by adding the following:— and
3 provided further that \$7,200,000 shall be expended for funds
4 owned to local housing authorities for prior operating subsidy
5 deficiencies.

1 SECTION 64. Item 4512-0200 of section 2 of Chapter 45 of the
2 Acts of 2005 is hereby amended by adding the following: “; pro-
3 vided further that \$100,000 shall be expended for the prevention
4 of substance abuse in the town of Saugus.

1 SECTION 65. Item 7007-1200 of said section 2 of said
2 chapter 45 of the Acts of 2005 is hereby amended by inserting
3 after the word “Initiative” in line 21 the following: “and provided
4 further that \$150,000 shall be provided to the North Central
5 Chamber of Commerce to develop the Mass Plastics Medical
6 Device Connection Initiative”; and in said item by striking out the
7 figures “500,000” and inserting in place thereof the figures
8 “650,000”.

1 SECTION 66. Said section 2 of said chapter 45, as so
2 appearing, is hereby further amended in line item 2000-0100, by
3 deleting the words “for Salisbury Beach” after “new flood insur-
4 ance rate maps” and inserting in place thereof the words, “as a
5 grant to the Town of Salisbury.”

1 SECTION 67. Notwithstanding any general or special law to
2 the contrary, the temporary tax amnesty program authorized by
3 Chapter 4, Section 73 of the Acts of 2003 and Chapter 46,
4 Section 113 of the Acts of 2003, which the Town of Salisbury
5 adopted by vote of Town Meeting on October 27, 2003 is hereby
6 extended for the Town of Salisbury until June 30, 2006.

1 SECTION 68. Item 4510-0100 of Section 2 of chapter 45 of the
2 acts of 2005 is hereby amended by inserting at the end thereof the

3 following: provided further, that \$120,000 shall be expended for a
 4 study for home and community based services and an economic
 5 profile of individuals and families with neurologically and physi-
 6 cally disabled adults under 65; and provided further, that said
 7 study shall be one-time in nature and shall not result in any annu-
 8 alization in fiscal year 2007 and is hereby further amended by
 9 striking the figure “\$19,537,533” and inserting in place thereof
 10 the following:— \$19,657,533.

1 SECTION 69. Item 4800-0038 of said section 2 of said
 2 chapter 45 is hereby amended by inserting the following:— Pro-
 3 vided further, that not less than \$100,000 shall be expended for
 4 the Just-A-Start Teen Living Program and Young Parent’s Educa-
 5 tion Program; and item 4800-0038 is further amended by striking
 6 out “\$272,741,996” and inserting in place thereof the
 7 following:— \$272,841,996.

1 SECTION 70. Chapter 149 of the Acts of 2004 is hereby
 2 amended by striking out section 232 and inserting in place thereof
 3 the following section:

4 Section 232. Section 1A of chapter 152 of the acts of 1997 is
 5 hereby amended by inserting after item 1100-7985 the following
 6 item:

1599-0018	For a grant to the town of Wakefield for the cleanup of Lake Quannapowitt, its shoreline, bank, buffer zone, and land in the vicinity thereof	500,000
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1 SECTION 71. Section 2 of Chapter 45 of the acts of 2005 is
 2 hereby amended by inserting after item 7035-0002 the following
 3 item:

7035-0004	For a grant to the Greater Lawrence Community Action Council, Inc’s Spanish Community Services Program	66,000
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1 SECTION 72. Chapter 45 of the acts of 2005 is hereby
 2 amended in line item 3000-5000 by adding after the words
 3 “general laws” the following:— provided further such funding
 4 shall be for Head Start programs that were delivering services in
 5 fiscal year 2005 through MA DOE salary enhancement and/or

6 expansion grants; and provided further any increased revenue
7 appropriated in said line item shall be awarded to existing
8 grantees to support the federal state funding match and the contin-
9 uation of said services.

1 SECTION 73. Notwithstanding any general or special law to
2 the contrary, the secretary of administration and finance shall
3 report to the house and senate committees on ways and means no
4 later than December 15, 2005 on the extent of the damages to
5 public property throughout the commonwealth as the result of
6 severe flooding since the beginning of fiscal year 2006.

1 SECTION 74. Section 2 of chapter 6 of the General Laws, as
2 appearing in the 2002 Official Edition, is hereby amended in
3 line 1 by striking out the figure “\$120,000” and inserting in place
4 thereof the following figure:— \$124,920.

1 SECTION 75. Item 2100-2012 of chapter 236 of the acts of
2 2002 is hereby amended by deleting at line 29 the words “that
3 \$1,200,000 shall be expended for capital repairs and improve-
4 ments to the Vietnam Veterans Skating Rink in the town of North
5 Adams” and inserting in place thereof the following: “the depart-
6 ment of conservation and recreation is hereby authorized to grant
7 to a lessee procured in accordance with the authorization of
8 section 30 of chapter 88 of the acts of 2001 up to \$900,000 as a
9 reimbursement grant on a \$2 to \$1 ration for every dollar invested
10 by said lessee in improvements and replacements to the skating
11 rink.”

1 SECTION 76. Notwithstanding any general or special law to
2 the contrary, the chief justice for administration and management
3 shall report to the house and senate committees on ways and
4 means not later than March 31, 2006 on the cost of reestablishing
5 the trial court child care program.

1 SECTION 77. Item 4510-0150 of said Section 2 of said
2 Chapter 45 is hereby amended by adding the following:— “pro-
3 vided further, that not less than \$250,000 shall be expended for
4 the Manet Community Health Center in Quincy”.

1 SECTION 78. Item 4180-0100 of said section 2 of said
2 chapter 45 is hereby amended by inserting at the end thereof the
3 following:— “and provided further, that \$25,000 shall be
4 expended for maintenance uses at Malone park of the Chelsea Sol-
5 diers’ Home” and by striking the figure “\$23,600,532” and
6 inserting in place thereof the following “23,625,532”.

1 SECTION 79. Notwithstanding any general or special law to
2 the contrary, the state comptroller shall grant a permanent waiver
3 and/or exemption from any and all applicable charges or assess-
4 ments made against the Natural Heritage and Endangered Species
5 Fund by the Office of the Comptroller pursuant to its authority
6 under chapter 29 of the General Laws; Provided that no waiver
7 and/or exemption shall be granted without the written approval of
8 the secretary of administration and finance.